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228-04  
PATENT *CR*

Patent No: 21043-86  
LE9-00-043

CERTIFICATE OF MAILING

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08-29-03  
*Barbara S. Merue*

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: Cavill et al. :  
Serial No.: 09/610,250 : Group Art Unit: 2624  
Filed: July 5, 2000 : Examiner: T. Lee  
For: **Printer Apparatus With  
Selectable Photo Enhancement,  
Project and Settings Storage,  
Dynamically Definable User Interface  
and Functions and Template  
Definition** :

**RECEIVED**

FEB 19 2004

Technology Center 2600

**STATEMENT OF WILLIAM REED**

Dear Sir:

In October 1998, Lexmark International, Inc. announced and released the Lexmark 5770 Photo Inkjet Printer into the United States printer market. The Lexmark 5770 Photo Inkjet Printer was a stand-alone printer (i.e. no host device such as a computer was required) designed to print digital images captured by a digital camera directly from the removable storage medium of the digital camera. As with any printer on the market, occasionally there is a need to upgrade the operating system (firmware) to fix an error (bug) or add additional features. On a conventional, non-stand-alone printer, the firmware is usually upgraded through a computer connected to the printer and the new firmware is stored in the printer's non-volatile memory. Because the Lexmark 5770 Photo Inkjet Printer was a stand-alone

printer, the Lexmark 5770 Photo Inkjet Printer had the capability for a removable computer memory media to be inserted into the printer and the firmware contained on the removable computer memory media to be copied over to and stored on the non-volatile memory of the Lexmark 5770 Photo Inkjet Printer. After the new firmware had been stored in the non-volatile memory, the removable computer memory media is then removed and the Lexmark 5770 Photo Inkjet printer's firmware has been upgraded.

Respectfully submitted,

William N. Reed 8/19/03

William Reed

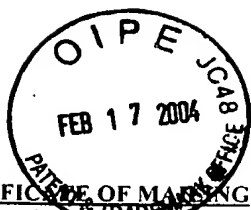
Lexmark International, Inc.

923351.01



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D&S Ref. No. 21043-86



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*[Signature]*

PATENT

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Applicant: Cavill et al.

Serial No.: 09/610,250

Group Art Unit: 2624

Filed: July 5, 2000

Examiner: T. Lee

For: **Printer Apparatus With Selectable Photo Enhancement, Project and Settings Storage, Dynamically Definable User Interface and Functions and Template Definition**

CONSIDERATION OF PRIOR FILED INFORMATION DISCLOSURE STATEMENT

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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FEB 19 2004

Technology Center 2600

Dear Sir:

Applicants have recently noticed that the Examiner has apparently not considered the Information Disclosure Statement submitted by Applicants on November 09, 2000. Applicants requested the Examiner to consider the prior filed Information Disclosure Statement in a request filed on June 23, 2003. Applicants do not see any indication in the Notice of Allowance that the Examiner has considered the prior filed Information Disclosure Statement filed on November 09, 2000.

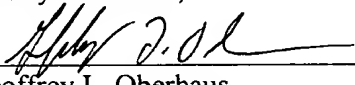
In accordance with MPEP §609 C(2), the Examiner is required to consider the references submitted in a complying Information Disclosure Statement and place the initials of the Examiner adjacent to the citations on the PTO-1449. Applicants have not received any indication that the Information Disclosure Statement of November 09, 2000 has been considered, nor have the Applicants received a copy of the PTO-1449 initialed by the Examiner. As such, Applicants request the Examiner to consider the Information Disclosure Statement submitted by Applicants on

November 09, 2000. Submitted herewith are copies of the Information Disclosure Statement, Certificate of Mailing and corresponding Form 1449s. Copies of the references were submitted on November 09, 2000. If the Examiner requires a second set of the references, please contact the undersigned attorney.

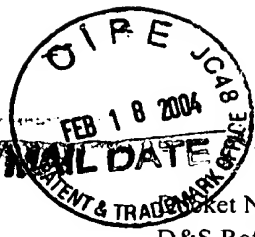
Since the prior statement was filed before mailing of the first office action, no certification or fee is required. Please charge any fees required in connection with this communication, and credit any excess in fees paid, to Deposit Account No. 04-1133.

Respectfully submitted,

By: \_\_\_\_\_

  
Geoffrey L. Oberhaus  
Registration No. 42,955  
Attorney for Applicant(s)  
DINSMORE & SHOHL, LLP  
1900 Chemed Center  
255 East Fifth Street  
Cincinnati, Ohio 45202  
(513) 977-8623

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Patent No: LE9-00-043

D&S Ref. No. 21043-86

**PATENT**

**CERTIFICATE OF MAILING**

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*[Signature]*

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: Cavill et al.

Serial No.: 09/610,250

Group Art Unit: 2624

Filed: July 5, 2000

Examiner: T. Lee

For: **Printer Apparatus With Selectable Photo Enhancement, Project and Settings Storage, Dynamically Definable User Interface and Functions and Template Definition**

**CONSIDERATION OF PRIOR FILED INFORMATION DISCLOSURE STATEMENT**

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

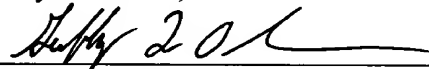
Dear Sir:

Applicants have noticed that the Examiner has apparently not considered the Supplemental Information Disclosure Statement submitted by Applicants on August 29, 2003. The Official Action dated November 28, 2003 did not include any indication that the Supplemental Information Disclosure Statement submitted by Applicants on August 29, 2003 was considered. In accordance with MPEP §609 C(2), the Examiner is required to consider the references submitted in a complying Information Disclosure Statement and place the initials of the Examiner adjacent to the citations on the PTO-1449. Applicants have not received any indication that the Supplemental Information Disclosure Statement of August 29, 2003 has been considered, nor have the Applicants received a copy of the PTO-1449 initialed by the Examiner. As such, Applicants request the Examiner to consider the Supplemental Information Disclosure Statement submitted by Applicants on August 29, 2003. Submitted herewith are copies of the Information Disclosure Statement, Certificate of Mailing,

Statement of Willaim Reed and corresponding Form 1449. Copies of the references were submitted on August 29, 2003. If the Examiner requires a second set of the references, please contact the undersigned attorney.

Since the prior statement was filed before mailing of the first office action, no certification or fee is required. Please charge any fees required in connection with this communication, and credit any excess in fees paid, to Deposit Account No. 04-1133.

Respectfully submitted,

By: 

Geoffrey L. Oberhaus  
Registration No. 42,955  
Attorney for Applicant(s)  
DINSMORE & SHOHL, LLP  
1900 Chemed Center  
255 East Fifth Street  
Cincinnati, Ohio 45202  
(513) 977-8623

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